IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 1577 of 2007

Date of Decision : 01.02.2007

Upkar Singh and others ... Petitioners

Versus

State of Punjab and another. .. Respondents

CORAM : HON'BLE MR. JUSTICE J.S. KHEHAR,
HON'BLE MR. JUSTICE S.D. ANAND.

Present : Mr. H.S.Dhindsa, Advocate,
for the petitioners.

J.S. Khehar, J. (Oral)

Through the instant writ petition, the petitioners claim regularisation in service on completion of four years of service in terms of the order passed by this Court in Civil Writ Petition No. 12123 of 1994 decided on 05.04.1995 (Annexure P/1) and Civil Writ Petition No. 11014 of 1998 decided on 26.10.1999 (Annexure P/5). To claim the aforesaid benefits, the petitioners are stated to have issued a legal notice dated 18.12.2006 (Annexure P/10). It is, however, pointed out that no decision has been taken thereon till date.

Learned counsel for the petitioners states, that the petitioners will be satisfied, if the instant writ petition is disposed of, with a direction to respondent No.2 i.e. the Director, Health and Family Welfare, Punjab, requiring him to take a final decision on the legal notice dated 18.12.2006 (Annexure P/10).

Notice of motion.

On our asking, Mr. B.S. Chahal, Assistant Advocate General,

Punjab, accepts notice on behalf of respondent Nos. 1 and 2. Learned counsel for the respondents states, that he has no objection to the disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioners.

In view of the above, without going into the merits of the claim raised by the petitioners, we consider it just and appropriate to dispose of the instant writ petition by directing respondent No.2 i.e. the Director, Health and Family Welfare, Punjab, to take a final decision on the legal notice dated 18.12.2006 (Annexure P/10) by passing a well reasoned speaking order, within two months from the date of receipt of a certified copy of this order. It would be appreciated if respondent No.2, while passing the aforesaid order, takes into consideration the aforesaid judgments relied by the petitioners, as well as, any other relevant judgment on the point.

Disposed of accordingly.

Order dasti on payment of usual charges.

(J.S. Khehar)
Judge

February 01, 2007
vkd

(S.D. Anand)
Judge